IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

THURSDAY, THE 6TH DECEMBER 2007 / 15TH AGRAHAYANA 1929

Bail Appl..No. 7494 of 2007

(CRIME NO. 8/2007 OF KANNAVAM POLICE STATION)

PETITIONER/ ACCUSED:

PANICHI ASHOKAN, S/O.KRISHNAN,
41 YEARS, PANICHI HOUSE, PANAMPATTA,
THOLAMBRA AMSOM, PANAMBATTA DESOM.

BY ADV. SRI.CIBI THOMAS

RESPONDENTS: COMPLAINANT/STATE:

1. THE SUB INSPECTOR OF POLICE,
KANNAVAM POLICE STATION.

2. STATE REP. BY PUBLIC PROSECUTOR,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. S.U. NAZAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 06/12/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J.

B.A.No.7494 of 2007

Dated this the 6th day of December 2007

O R D E R

Application for regular bail. The petitioner faces allegations under the Kerala Abkari Act. The petitioner was allegedly found to be in possession of 2000 litres of wash and 5 litres of arrack on 19/1/2007. Investigation is complete. Final report has already been filed. The petitioner surrendered before the learned Magistrate on 27/10/2007. He continues in custody from that date. The petitioner has five other cases under the Kerala Abkari Act, submits the learned Public Prosecutor.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer - as the final report has already been filed and I am satisfied that regular bail can be granted to the petitioner subject to appropriate conditions. The learned Public Prosecutor submits that considering the magnitude of the crime and the antecedents of the petitioner appropriate and strict conditions may be imposed to ensure the presence of the petitioner before the court for trial.

3. In the result, this petition is allowed. The petitioner shall be enlarged on bail on the following terms and conditions:

i) He shall execute a bond for Rs.1,50,000/- (Rupees one lakh fifty thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

ii) The petitioner shall report before the S.H.O of the Kannavam police station between 5 p.m and 6 p.m on the first and third Sundays of all English calender months until the case against the petitioner is finally disposed of.

(R.BASANT, JUDGE)

jsr

R.BASANT, J.

CRL.M.CNo.

ORDER

21ST DAY OF MAY2007